

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION**

FILED BY SP D.C.

05 APR 19 PM 1:57

UNITED STATES OF AMERICA

-v-

03-10106-3-T

SHAWN GILLIAM

J. Colin Morris, CJA
Defense Attorney
 204 West Baltimore
 Jackson, TN 38301

ROBERT R. DI TROLIO
 CLERK OF U.S. DIST. CT.
 W.D. OF TN-JACKSON

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

The defendant pleaded guilty to Count 1S and 7S of the Superseding Indictment on December 27, 2004. Accordingly, the court has adjudicated that the defendant is guilty of the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21 U.S.C. §§ 846, 841(a)(1)(B)	Conspiracy to Manufacture and Distribute Methamphetamine	06/10/2003	1S
21 U.S.C. §§ 841(a)(1); 843(a)(6)	Possession of Certain Chemicals, Equipment, Products and/or Materials with Intent to Manufacture Methamphetamine	08/24/2004	7S

The defendant is sentenced as provided in the following pages of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984 and the Mandatory Victims Restitution Act of 1996

Count(s) 2S, 3S, 4S, 5S and 6S dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid.

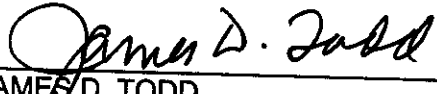
Defendant's Soc. Sec. No. 414-47-3910
 Defendant's Date of Birth: 08/18/1972
 Deft's U.S. Marshal No.: 19365-076

Date of Imposition of Sentence:
 April 18, 2005

This document entered on the docket sheet in compliance with Rule 55 and/or 32(b) FRCP on 04-20-05

185

Defendant's Mailing Address:
P. O. Box 57
Webb Street
Linden, TN 37096



JAMES D. TODD
CHIEF UNITED STATES DISTRICT JUDGE

April 19, 2005

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **144 Months** as to Counts 1S and **120 months** as to Count 7S of the Superseding Indictment, to run concurrently with each other; for at total of 144 months.

The Court recommends to the Bureau of Prisons:

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By: _____
Deputy U.S. Marshal

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of **4 years** as to Count 1S and **3 years** as to Count 7S, concurrent.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from custody of the Bureau of Prisons.

While on supervised release, the defendant shall not commit another federal, state or local crime and shall not possess a firearm, ammunition, or destructive device as defined in 18 U.S.C. § 921.

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

The defendant shall comply with the following standard conditions that have been adopted by this court.

STANDARD CONDITIONS OF SUPERVISION

1. The defendant shall not leave the judicial district without the permission of the court or probation officer;
2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
3. The defendant shall answer truthful all inquiries by the probation officer and follow the instructions of the probation officer;
4. The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
5. The defendant shall notify the probation officer ~~ten~~**(10) days** prior to any change in residence or employment;
6. The defendant shall refrain from the excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician, and shall submit to periodic urinalysis tests as directed by the probation officer to determine the use of any controlled substance;
7. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;

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8. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
9. The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
10. The defendant shall notify the probation officer within **72 hours** of being arrested or questioned by a law enforcement officer;
11. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
12. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
13. If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

ADDITIONAL CONDITIONS OF SUPERVISED RELEASE

The defendant shall also comply with the following additional conditions of supervised release:

1. The defendant shall participate in a program of testing and/or treatment for substance abuse as directed by the Probation Office.
2. The defendant shall not incur new credit charges or open any additional lines of credit without the permission of the U.S. Probation Officer, while any portion of the restitution remains unpaid.
3. The defendant shall make restitution to the Drug Enforcement Administration in the amount of \$3,007.25. The defendant and co-defendants, Jimmy Melton, Tony Anthony Rogers and Cynthia Aldridge, shall be jointly and severally liable for that amount of restitution. The defendant shall make additional restitution to the Drug Enforcement Administration in the amount of \$3,121.30. The combined total amount of restitution payable by the defendant is \$6,128.55. Restitution shall be paid in monthly household income from all sources.
4. The defendant shall be required to regularly furnish proof of his gross monthly household income, upon which the amount of monthly payments shall be based, to the U.S. Probation Office.
5. The defendant shall cooperate in the collection of DNA as directed by the Probation Office.

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CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth in the Schedule of Payments. The defendant shall pay interest on any fine or restitution of more than \$2,500, unless the fine or restitution is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options in the Schedule of Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

<u>Total Assessment</u>	<u>Total Fine</u>	<u>Total Restitution</u>
\$200.00		\$6,128.55

The Special Assessment shall be due immediately.

FINE

No fine imposed.

RESTITUTION

Restitution in the amount of **\$6,128.55** is hereby ordered. The defendant shall make restitution to the following victims in the amounts listed below.

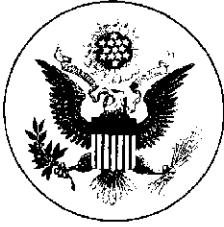
<u>Name of Payee</u>	<u>Total Amount of Loss</u>	<u>Amount of Restitution Ordered</u>	<u>Priority Order or Percentage of Payment</u>
DRUG ENFORCEMENT ADMINISTRATION, Attn: APPROPRIATION NO. K1-2004-0504-8096 JACKSON POST OF DUTY 109 S. HIGHLAND AVENUE JACKSON, TN 38301 - 0		\$6,128.55	

If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless specified otherwise in the priority order or percentage payment column above.

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The amount of loss and the amount of restitution ordered will be the same unless, pursuant to 18 U.S.C. § 3664(f)(3)(B), the court orders nominal payments and this is reflected in the Statement of Reasons page.



Notice of Distribution

This notice confirms a copy of the document docketed as number 185 in case 1:03-CR-10106 was distributed by fax, mail, or direct printing on April 20, 2005 to the parties listed.

J. Colin Morris
MOSIER & MORRIS, P.A.
204 W. Baltimore
Jackson, TN 38302--162

Jerry R. Kitchen
U.S. ATTORNEY
109 S. Highland Ave.
Jackson, TN 38301

Honorable James Todd
US DISTRICT COURT